



AF\$
gaw

PATENT
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS AND INTERFERENCES

In Re Application of:

Selig et al.

Serial No.: 09/823,483

Filed: March 31, 2001

For: Fast Clear Technique for Display
Regions Having Subregions

)
)
) Group Art Unit: 2671
)

) Examiner: Nguyen, Kimbinh T.
)

) Confirmation No.: 5733
)

) TKHR Docket: 50834-1600
) HP Docket: 10011973-1
)

Fee
only

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Mail Stop Appeal Brief, Commissioner for Patents, U.S. Patent & Trademark Office, P.O. Box 1450 Alexandria, Virginia 22313-1450, on December 17, 2004, 2004.


Signature - Brooke French

APPEAL BRIEF UNDER 37 C.F.R. §1.192

Mail Stop Appeal Brief - Patents
Commissioner of Patents and Trademarks
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

This is an appeal from the decision of Examiner Kimbinh T. Nguyen, Group Art Unit 2671, mailed May 5, 2004, rejecting all claims 1-29 in the present application and making the rejection FINAL.

Adjustment Date: 04/27/2005 SDIRETA1
01/04/2005 TBELL1 00000004 082025 09823483
01 FC:1253 870.00 CR

BEST AVAILABLE COPY

COPY

IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Calvin Selig et al

Confirmation No.: 5733

Application No.: 09/823483

Examiner:

Filing Date: Mar 31, 2001

Group Art Unit:

Title: Fast Clear Technique For Display Regions Having Subregions

Mail Stop 16
Director of the US Patent and Trademark Office
PO Box 1450
Alexandria, VA 22313-1450

REQUEST FOR REFUND
IMPROPER CHARGE OF DEPOSIT ACCOUNT

Sir:

I. **REFUND REQUEST**

This is a request for a refund in the amount of \$870.00, with respect to the charge to Deposit Account No. 08-2025, shown on the statement dated 01-31-2005, for the above identified patent application.

(X) A copy of the monthly statement, in which the error referred to occurs, accompanies this request.

II. **FEES CHARGED FOR WHICH REFUND IS REQUESTED**

Fee Code 1253 - 3 month extension of Time \$870

III. **EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR**

SEE ATTACHMENT

IV. **MANNER OF REFUND**

Please make refund of \$870.00 crediting Account No. 08-2025.

(X) I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450
Date of Deposit: March 1, 2005

OR

() I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number
on _____

Number of pages:

Typed Name: Donna M Kraft

Signature: Donna M Kraft

Respectfully submitted,

Calvin Selig et al

By Kevin Hart

Kevin Hart

Attorney/Agent for Applicant(s)
Reg. No.: 36,823

Date: March 7, 2005

10701 000 7057

Hewlett-Packard Company
Intellectual Property Administration
P.O. Box 272400
Fort Collins, Colorado 80527-2400

Attorney Docket No. 10011973-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Calvin Selig et al

Confirmation No. 5733

Application No. 09/823,483

Examiner: Nguyen, Kimbinh T

Filing Date: Mar 31, 2001

Group Art Unit: 2671

Title: Fast Clear Technique For Display Regions Having Subregions

**ATTACHMENT TO REQUEST FOR REFUND
IMPROPER CHARGE OF DEPOSIT ACCOUNT**

III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR:

On 01/04/2005, the PTO erroneously charged an \$870 three-month extension fee against Hewlett-Packard deposit account 082025. Applicant hereby requests that the \$870 charge be credited back to its deposit account. The following timeline establishes that the charge was erroneous because 07/05/2004 was a federal holiday (see 37 CFR 1.7):

05/05/2004	Final office action mailed
07/05/2004	Federal holiday (Independence Day observed)
07/06/2004	Response mailed
09/27/2004	Advisory action mailed (erroneously indicating that time for reply runs from mailing date of final office action)
10/13/2004	Notice of appeal mailed with petition and fee for one-month extension, and noting the PTO's error in its advisory action
10-15-2004	PTO receipt date of notice of appeal
12/15/2004	Appeal brief due
12/17/2004	Appeal brief mailed with petition and fee for one-month extension
01/04/2005	Erroneous PTO charge to Applicant's deposit account of \$870 three-month extension fee

Respectfully Submitted,

Calvin Selig et al

By: 
Kevin Hart
Attorney for Applicant
Reg. No. 36,823
(970) 898-7057

Date: March 7, 2005



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/823,483	03/31/2001	Calvin Selig	10011973-1	5733

7590 05/05/2004
HEWLETT-PACKARD COMPANY
Intellectual Property Administration
P.O. Box 272400
Fort Collins, CO 80527-2400

RECEIVED

MAY 11 2004

HP LEGAL
IPA

EXAMINER

NGUYEN, KIMBINH T

ART UNIT PAPER NUMBER

2671

DATE MAILED: 05/05/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

US ACTION _____
DUE DATE _____
Paper Dated _____
OA _____ Final ☒
Msg. Pt. _____ Dwgs _____
Appeal _____ Issue Fee _____
Other _____

Office Action Summary	Application No. 09/823,483	Applicant(s) SELIG ET AL.	
	Examiner Kimblnh T. Nguyen	Art Unit 2671	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

1) ☒ Responsive to communication(s) filed on 06 November 2003.

2a) ☒ This action is FINAL. 2b) ☐ This action is non-final.

3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

4) ☒ Claim(s) 1-29 is/are pending in the application.

4a) Of the above claim(s) _____ is/are withdrawn from consideration.

5) ☐ Claim(s) _____ is/are allowed.

6) ☒ Claim(s) 1-29 is/are rejected.

7) ☐ Claim(s) _____ is/are objected to.

8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

9) ☐ The specification is objected to by the Examiner.

10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
 Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
 Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 a) ☐ All b) ☐ Some * c) ☐ None of:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
 * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

1) ☐ Notice of References Cited (PTO-892)

2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)

3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
 Paper No(s)/Mail Date _____

4) ☐ Interview Summary (PTO-413)
 Paper No(s)/Mail Date. _____

5) ☐ Notice of Informal Patent Application (PTO-152)

6) ☐ Other: _____

HEWLETT-PACKARD COMPANY
Intellectual Property Administration
P.O. Box 272400
Fort Collins, Colorado 80527-2400

PATENT APPLICATION

ATTORNEY DOCKET NO. 10011973-1

IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Selig et al.

Confirmation No.: 5733

Application No.: 09/823,483

Examiner: Nguyen, Kimbinh T

Filing Date: March 31, 2001

Group Art Unit: 2671

Title: FAST CLEAR TECHNIQUE FOR DISPLAY REGIONS HAVING SUBREGIONS

Mail Stop AF
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

- (X) Response/Amendment () Petition to extend time to respond
() New fee as calculated below () Supplemental Declaration
(X) No additional fee
() Other: (fee \$)

CLAIMS AS AMENDED BY OTHER THAN A SMALL ENTITY						
(1) FOR	(2) CLAIMS REMAINING AFTER AMENDMENT	(3) NUMBER EXTRA	(4) HIGHEST NUMBER PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEES
TOTAL CLAIMS	29	MINUS	29	= 0	X \$18	\$ 0
INDEP CLAIMS	6	MINUS	6	= 0	X \$86	\$ 0
I FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM					+ \$280	\$ 0
EXTENSION FEE	1ST MONTH \$110.00	2ND MONTH \$420.00	3RD MONTH \$950.00	4TH MONTH \$1480.00		\$ 0
OTHER FEES						\$
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$ 0

Charge \$ 0 to Deposit Account 08-2025. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450

Date of Deposit: July 6, 2004

Typed Name: Hui Chin Barnhill

Signature: 

Respectfully submitted,

Selig et al.

By 

Daniel R. McClure

Attorney/Agent for Applicant(s)
Reg. No. 38,962

Date: July 6, 2004



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/823,483	03/31/2001	Calvin Selig	10011973-1	5733

7590 09/27/2004
HEWLETT-PACKARD COMPANY
Intellectual Property Administration
P.O. Box 272400
Fort Collins, CO 80527-2400

EXAMINER

NGUYEN, KIMBINH T

ART UNIT	PAPER NUMBER
----------	--------------

2671

DATE MAILED: 09/27/2004

RECEIVED

SEP 30 2004

HP LEGAL
IPA

Please find below and/or attached an Office communication concerning this application or proceeding.

US ACTION _____
DUE DATE _____
Paper Dated _____
OA _____ Final _____
Msg. Pt. _____ Dwgs _____
Appeal _____ Issue Fee _____
Other *Advisory* _____

Advisory Action	Application No. 09/823,483	Applicant(s) SELIG ET AL.	
	Examiner Kimbinh T. Nguyen	Art Unit 2671	

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 09 July 2004 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

PERIOD FOR REPLY [check either a) or b)]

a) ☒ The period for reply expires 3 months from the mailing date of the final rejection.

b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

1. ☐ A Notice of Appeal was filed on _____. Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.

2. ☐ The proposed amendment(s) will not be entered because:

(a) ☐ they raise new issues that would require further consideration and/or search (see NOTE below);

(b) ☐ they raise the issue of new matter (see Note below);

(c) ☐ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or

(d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: _____

3. ☐ Applicant's reply has overcome the following rejection(s): _____

4. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).

5. ☒ The a) ☐ affidavit, b) ☐ exhibit, or c) ☒ request for reconsideration has been considered but does NOT place the application in condition for allowance because: See Continuation Sheet.

6. ☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.

7. ☒ For purposes of Appeal, the proposed amendment(s) a) ☐ will not be entered or b) ☒ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.

The status of the claim(s) is (or will be) as follows:

Claim(s) allowed: None.

Claim(s) objected to: None.

Claim(s) rejected: 1-29.

Claim(s) withdrawn from consideration: _____

8. ☐ The drawing correction filed on _____ is a) ☐ approved or b) ☐ disapproved by the Examiner.

9. ☒ Note the attached Information Disclosure Statement(s) (PTO-1449) Paper No(s). 09202004.

10. ☐ Other: _____

Kimbinh T. Nguyen
 Patent Examiner AU 2671

HEWLETT-PACKARD COMPANY
Intellectual Property Administration
P. O. Box 272400
Fort Collins, Colorado 80527-2400

PATENT APPLICATION
ATTORNEY DOCKET NO. 10011973-1

IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Selig, et al

Confirmation No.: 5733

Application No.: 09/823,483

Examiner: Nguyen, Kimbinh T

Filing Date: March 31, 2001

Group Art Unit: 2671

Title: Fast Clear Technique for Display Regions Having Subregions

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated May 5, 2004, rejecting the following claims 1, 8, 27, and 28.
The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$340.00.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

(X) (a) Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d) for the total number of months checked below:

(X) one month	\$110.00
() two months	\$430.00
() three months	\$980.00
() four months	\$1530.00

() The extension fee has already been filed in this application.

() (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account 08-2025 the sum of \$450.00. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

(X) I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450. Date of Deposit: 10/13/04
OR

() I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number _____ on _____

Number of pages:

Typed Name: Brooke French

Signature: Brooke French

Respectfully submitted,

Selig, et al

By Daniel R. McClure

Daniel R. McClure

Attorney/Agent for Applicant(s)

Reg. No. 38,962

Date: 10/13/04

Telephone No.: (770)933-9500

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Selig, et al

Serial No.: 09/823,483

Filed: March 31, 2001

For: **Fast Clear Technique for Display Regions Having Subregions**

Confirmation No.: 5733

Group Art Unit: 2671

Examiner: Nguyen, Kimbinh T.

Docket No. 10011973-1

NOTICE OF PROPER DUE DATE BEING SEPTEMBER 27, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

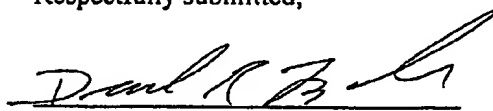
Sir:

Applicants have filed a Notice of Appeal in the above-reference patent application, which accompanies this submission. Applicants hereby notify the PTO that the proper due date for filing the Notice of Appeal should be September 27, 2004. Therefore, the notice (filed on the same date herewith-October 13, 2004) has been accompanied with a Petition for a One Month Extension of Time.

In contrast, the Advisory Action indicated that the period for reply expired three months from the date of the Final Rejection, which would have made the due date August 5, 2004, as the Final Rejection was mailed May 5, 2004. The undersigned respectfully submits that this date, indicated on the Advisory Action is incorrect. In this regard, the MPEP (Section 706.07(f)) provides that the period for reply to an Advisory Action should be the mailing date of the Advisory Action, if the response to the Final Rejection was mailed within 2 months of the Final Rejection. In the present application, the two month after-Final due date was July 5, 2004. As July 5, 2004, was a federal holiday in the United States, the two month after-Final due date is automatically extended to July 6, 2004. Therefore, the response to the Final Office Action in the present application, which was mailed July 6, 2004, with an appropriate certificate of mailing should be effective to receive the benefits of MPEP 706.07(f).

Consequently, the due date for the Notice of Appeal should be the mailing date of the Advisory Action, which was September 27, 2004. Therefore, the Notice of Appeal and accompanying Petition for a One-Month Extension of Time should be accepted by the PTO. If, however, for any reason the PTO disagrees and maintains the original August 5, 2004, due date, applicants hereby petition for an additional two months extension (to and including November 5, 2004). The additional fee for the additional extension period is hereby authorized to be charged to a Hewlett-Packard Company's deposit account 08-2025.

Respectfully submitted,



Daniel R. McClure
Attorney for Applicant

Telephone: (770) 933-9500

Docket: 50834-1600

**THOMAS, KAYDEN, HORSTEMEYER
& RISLEY, L.L.P.**
100 Galleria Parkway, Suite 1750
Atlanta, Georgia 30339-5948

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to:

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

on October 13, 2004



Brooke French

In Re Application of:

Selig, et al

Serial No.: 09/823,483

Filed: March 31, 2001

For: Fast Clear Technique for Display Regions Having Subregions

Confirmation No.: 5733

Group Art Unit: 2671

Examiner: Nguyen, Kimbinh T.

Docket No. 50834-1600

The following is a list of documents enclosed:

Return Postcard
Notice of Proper Due Date Being September 27, 2004
Notice of Appeal

00079575

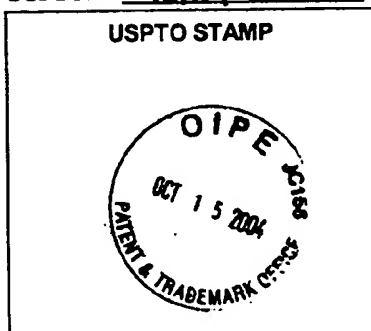
Serial No.: 09/823,483 Filed: 3/21/01
Patent No.: _____ Issued: _____
Applicant: Selig, et al
Title: Fast Chart Technique for Displaying Regions Having...

Docket No.: 100119731 C/M Date: 10/23/04
EM No.: _____ Due Date: 9/23/04

PATENT AND TRADEMARK OFFICE
STAMP HEREON ACKNOWLEDGES
RECEIPT OF THE BELOW
IDENTIFIED PAPERS:

Cert. of Mailing: ☒ Regular US Mail
☐ Express Mail

Fees ☒ \$450.09
Pymt ☐ Check
Form ☒ Dep. Acct: 08-2075
☐ Credit Card Paym't Form



- ☐ Fee Transmittal Page
- | | |
|--|---|
| <input type="checkbox"/> RCE Application Transmittal Pg. | <input type="checkbox"/> Request to Rescind Non-Pub. |
| <input type="checkbox"/> Missing Parts Response | <input type="checkbox"/> Petition to Make Special |
| <input type="checkbox"/> Copy of Missing Parts Notice | <input type="checkbox"/> Status Inquiry (in duplicate) |
| <input type="checkbox"/> Declaration & Power of Attorney | <input checked="" type="checkbox"/> Notice of Appeal |
| <input type="checkbox"/> Preliminary Amendment | <input type="checkbox"/> Appeal Brief |
| <input type="checkbox"/> Small Entity Status Claimed | <input type="checkbox"/> Request for Refund |
| <input type="checkbox"/> IDS/Form 1449 | <input type="checkbox"/> Request for Correction F/R |
| <input type="checkbox"/> Cited Prior Art References () | <input type="checkbox"/> Notice of Continuation Applic. |
| <input type="checkbox"/> Assignment/Assign't Cover Sheet | <input type="checkbox"/> Issue Fee Trx. <input type="checkbox"/> In Duplicate |
| <input type="checkbox"/> Terminal Disclaimer | <input type="checkbox"/> Sheets of Drawings |
| <input type="checkbox"/> Amendment Transmittal Page | <input type="checkbox"/> Formal <input type="checkbox"/> Informal |
| <input type="checkbox"/> Amendment: | <input type="checkbox"/> Letter/Trx. To Draftsman |
| <input type="checkbox"/> Non-Final <input type="checkbox"/> Final | <input type="checkbox"/> Prior to NOA <input type="checkbox"/> W/ NOA |
| <input type="checkbox"/> After Not. Allow <input type="checkbox"/> Unentered | <input type="checkbox"/> Request for Cert. Of Correct. |
| <input checked="" type="checkbox"/> Petition for Extension of Time | <input type="checkbox"/> Certificate of Correction x 2 |
| to: <u>10/23/04</u> | <input type="checkbox"/> Maintenance Fee Transmittal |
| <input type="checkbox"/> Claim of Priority & Sub. Cert. Copy | <input type="checkbox"/> 3.5 <input type="checkbox"/> 7.5 <input type="checkbox"/> 11.5 |
| of Foreign Application | <input type="checkbox"/> in duplicate |
| <input checked="" type="checkbox"/> Other: <u>Notice of Proper Due Date</u> | |

Person Mailing: BVF Responsible Atty: DPH

HEWLETT-PACKARD COMPANY
Intellectual Property Administration
P O Box 272400
Fort Collins, Colorado 80527-2400

PATENT APPLICATION

ATTORNEY DOCKET NO. 10011973-1

IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Selig, et al

Confirmation No.: 5733

Application No.: 09/823,483

Examiner: Nguyen, Kimbinh T

Filing Date: 3/31/01

Group Art Unit: 2671

Title: Fast Clear Technique for Display Regions having Subregions

Mail Stop Appeal Brief-Patents
Commissioner For Patents
PO Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL OF APPEAL BRIEF

Sir:

Transmitted herewith is the Appeal Brief in this application with respect to the Notice of Appeal filed on 10/13/04.

The fee for filing this Appeal Brief is (37 CFR 1.17(c)) \$ 500.00

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

() (a) Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d) for the total number of months checked below:

() one month	\$110.00
() two months	\$430.00
() three months	\$980.00
() four months	\$1530.00

() The extension fee has already been filled in this application.

() (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account 08-2025 the sum of \$500.00. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

(X) I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Commissioner for Patents, Alexandria, VA
22313-1450 Date of Deposit: 12/17/04

OR

() I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number _____ on _____

Number of pages:

Typed Name: Brooke French

Signature: Brooke French

Respectfully submitted,

Selig, et al

By Daniel R. McClure


Daniel R. McClure

Attorney/Agent for Applicant(s)

Reg. No. 38,962

Date: 12/17/04

Telephone No.: (770) 933-9500

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) FY 2005 <i>(Fees pursuant to the Consolidated Appropriations act, 2005 (H.R. 4818).)</i>		Docket No. 10011973-1	
Application Number: 09/823,483		Filed: March 31, 2001	
For: Fast Technique for Display Regions having Subregions			
Art Unit: 2671		Examiner: Nguyen, Kimblinh T.	
This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application. The requested extension and fee are as follows (check time period desired and enter the appropriate fee below):			
	<u>Fees</u>	<u>Small Entity</u>	
		<u>Fees</u>	
<input checked="" type="checkbox"/> One month (37 CFR 1.17(a)(1))	\$120	\$60	\$120.00
<input type="checkbox"/> Two months (37 CFR 1.17(a)(2))	\$450	\$225	\$
<input type="checkbox"/> Three months (37 CFR 1.17(a)(3))	\$1020	\$510	\$
<input type="checkbox"/> Four months (37 CFR 1.17(a)(4))	\$1590	\$795	\$
<input type="checkbox"/> Five months (37 CFR 1.17(a)(5))	\$2160	\$1080	\$
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27			
<input type="checkbox"/> A check in the amount of the fee is enclosed.			
<input checked="" type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.			
<input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account.			
<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any deficiencies in fees which may be required, or credit any overpayment to Deposit Account No. 20-0778. A duplicate copy is enclosed.			
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.			
I am the			
<input type="checkbox"/> applicant/inventor.			
<input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed (Form PTO/SB/96).			
<input checked="" type="checkbox"/> attorney or agent of record. Registration Number <u>38,962</u>			
<input type="checkbox"/> attorney or agent under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34 _____			
 Daniel R. McClure, Reg. No. 38,962		<u>Dec 17, 2004</u> Date <u>770-933-9500</u> Telephone Number	
<input checked="" type="checkbox"/> Total of 3 forms are submitted.			

The collection of information is required by CFR 1.136(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 USC 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, US Patent and Trademark Office, US Department of Commerce, PO Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, PO Box 1450 Alexandria, VA 22313-1450



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

MONTHLY STATEMENT
OF DEPOSIT ACCOUNT

To replenish your deposit account, detach and
return top portion with your check. Make check
payable to Director of Patents & Trademarks.

HEWLETT-PACKARD COMPANY
ATTN: CATHIE GROW/SHARON LEVERENZ
INTELLECTUAL PROPERTY ADMINIS. M/S 35
P.O. BOX 272400
FT. COLLINS CO 80527-2400

FINA

Account No.
082025
Date
1-31-05
Page
3

PLEASE SEND REMITTANCES TO:
U. S. Patent and Trademark Office
P.O. Box 70541
Chicago, IL 60673

DATE POSTED			CONTROL NO.	DESCRIPTION (Serial, Patent, TM, Order)	DOCKET NO.	FEE CODE	CHARGES/ CREDITS	BALANCE
MO.	DAY	YR.						
1	3	05	212	11016472	200500785-1	8021	40.00	848579.40
1	3	05	217	11016482	200500784-1	8021	40.00	848539.40
1	3	05	221	11016476	200500172-1	8021	40.00	848499.40
1	3	05	257	11022113	200407055-1	1011	300.00	848199.40
1	3	05	258	11022113	200407055-1	1111	500.00	847699.40
1	3	05	259	11022113	200407055-1	1311	200.00	847499.40
1	3	05	260	11022113	200407055-1	1201	200.00	847299.40
1	3	05	264	11022123	20031005-1	1011	300.00	846999.40
1	3	05	265	11022123	20031005-1	1111	500.00	846499.40
1	3	05	266	11022123	20031005-1	1311	200.00	846299.40
1	3	05	267	11022123	20031005-1	1201	400.00	845899.40
1	3	05	268	11022123	20031005-1	1202	1050.00	844849.40
1	3	05	340	PCT/US04/43280	200313820-2	1601	300.00	844549.40
1	3	05	341	PCT/US04/43280	200313820-2	1704	1920.00	842629.40
1	3	05	342	PCT/US04/43280	200313820-2	1701	1053.00	841576.40
1	3	05	343	PCT/US04/43280	200313820-2	8007	20.00	841556.40
1	3	05	444	PCT/US04/43044	200314403-2	1601	300.00	841256.40
1	3	05	445	PCT/US04/43044	200314403-2	1704	1920.00	839336.40
1	3	05	446	PCT/US04/43044	200314403-2	1701	1053.00	838283.40
1	3	05	447	PCT/US04/43044	200314403-2	1703	60.00	838223.40
1	3	05	448	PCT/US04/43044	200314403-2	8007	20.00	838203.40
1	4	05	1	10061435		1201	200.00	838003.40
1	4	05	1	09769092		1251	120.00	837883.40
1	4	05	1	09513441	10001380-1	1251	110.00	837773.40
1	4	05	2	09513441	10001380-1	1801	790.00	836983.40
1	4	05	3	09769092		1201	600.00	836383.40
1	4	05	4	09823483	10011973-1	1402	500.00	835883.40
1	4	05	5	09816993	10010017-1	1201	84.00	835799.40
1	4	05	5	09823483	10011973-1	1253	870.00	834929.40
1	4	05	7	11014600	200405443-1	8021	40.00	834889.40
1	4	05	15	11023409	200312658	1011	300.00	834589.40
1	4	05	16	11023409	200312658	1111	500.00	834089.40
1	4	05	17	11023091	10017545-5	1011	300.00	833789.40
1	4	05	17	11023409	200312658	1311	200.00	833589.40
1	4	05	18	11023091	10017545-5	1111	500.00	833089.40
1	4	05	18	11023409	200312658	1202	150.00	832939.40
AN AMOUNT SUFFICIENT TO COVER ALL SERVICES REQUESTED MUST ALWAYS BE ON DEPOSIT					OPENING BALANCE	TOTAL CHARGES	TOTAL CREDITS	CLOSING BALANCE

**This Page is Inserted by IFW Indexing and Scanning
Operations and is not part of the Official Record**

BEST AVAILABLE IMAGES

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

- ☐ **BLACK BORDERS**
- ☐ **IMAGE CUT OFF AT TOP, BOTTOM OR SIDES**
- ☐ **FADED TEXT OR DRAWING**
- ☐ **BLURRED OR ILLEGIBLE TEXT OR DRAWING**
- ☐ **SKEWED/SLANTED IMAGES**
- ☐ **COLOR OR BLACK AND WHITE PHOTOGRAPHS**
- ☐ **GRAY SCALE DOCUMENTS**
- ☐ **LINES OR MARKS ON ORIGINAL DOCUMENT**
- ☒ **REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY**
- ☐ **OTHER:** _____

IMAGES ARE BEST AVAILABLE COPY.

As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.